SOCIAL WELFARE AND LABOUR SECRETARIAT

Order No. SWL 1005 LLD 78

Bangalore, dated 25th May 1979.

Whereas a Dispute between the Workmen and the Management of Kolar Dist. Poultry Farmers Co-operative Society Limited, Kolar was rejected from reference to labour Court for adjudication in Govt. Endorsement No, SWL 471 LLD 78 dated 5th July 1978 :

Whereas the said workmen have represented on 7th October 1978 to Government, to reconsider its decision and refer the dispute for adjudication ;

And whereas the parties to the said dispute have been given a detailed hearing on 6th April 1979 and their pleadings have been duly considered and the Government is of the opinion that an Industrial dispute exists between the Workmen and the Management above mentioned on the points ;

Now, therefore in exercise of the powers conferred by clause c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act No. of 1947) the Government of Karnataka hereby refer the dispute for adjudication to the Additional Labour Court at Bangalore.

Points of Dispute

I "Is the Management justified in terminating the sevice of Sri K. Seetharama Rao, Clerk, w.e.f. 22nd February 1975.

II If not, to what relief the said workman is entitled ?"

By Order and In the name of the Governor of Karnataka

J. PILLAPPA
Desk Officer
Social Welfare and Labour Department

1177—S.O. 1564

GOVERNMENT OF KARNATAKA

SOCIAL WELFARE AND LABOUR SECRETARIAT

Labour Dispute :—Industrial dispute between the Workmen and the Management of Trust Well Foundries (P) Ltd., Metagalli Village, K. R. S. Road, Mysore-2.

Award of the Presiding Officer, Labour Court, Mysore Published.

Read the following papers :

1. Letter No. REF. 46/79-80/134, dated 5th May 1979 from Shri P. B. Chaugule, Presiding Officer, Labour Court, Mysore.

IN THE COURT OF THE PRESIDING OFFICER,
LABOUR COURT, MYSORE.

Dated 4th May 1979.

Present :

Shri P. B. Chaugule, B.A., (Hons) LL.B ,

Presiding Officer

Reference No. 46/78.

First Party :—

Workmen represented by the General Secretary, Mysore District Industrial Workers Union, Kumbasukappal, Mysore-2.

Vs.

Second party .—

The Management of Trustwell Foundries (P) Ltd., Metagalli Village, K.R.S. Road, Mysore-570 002.

AWARD

The Government of Karnataka by their order No. SWL 333 LLD 77 dated 18th June 1977 have referred the following points of dispute to this court for adjudication :—

1. Are the management of Trustwell Foundries (P) Ltd , Metagalli Village, K.R.S. Road, Mysore justified in refusing work to Sri P. Doreswamy, Furnace Operator, w. e. f. 28th September 1976 ?
2. If not, is the said worker entitled for reinstatement with full back wages and continuity of service or to any other relief ?

2. This reference was originally made to the Presiding Officer, Labour Court, Hassan. Consequent upon the establishment of a Labour Court at Mysore, this case was transferred to this court. On receipt of the records by this court, the reference was registered at Reference No. 46/78 and notices were ordered to be issued by registered post to both the parties. The notice sent to the first party was returned with a postal endorsement "No such addressee". The notice sent to second party was returned with a postal endorsement "Factory closed". Thereafter, a letter was addressed to the Labour Officer, Mysore on 1st February 1979 to send the correct present address of both the parties. But, so for the Labour Officer, Mysore har not cared to send a reply to the said letter. In the absence of correct present addresses of both the parties, it is not possible for this court to serve notices on them. Unless both the parties are served with the notices, the reference cannot be decided. Hence the reference is closed.

Mysore,
Dated 4th May 1979.

P. B. CHAUGULE,
Presiding Officer,
Labour Court, Mysore.